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Examiner: Thao X. Le Art Unit 2814	USPTO	+1.571.273.8300	

**From:** Lawrence J. McClure

**For internal purposes only:**

**Date:** December 19, 2006

**Client number:** 81716.0122

**Time:**

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**MESSAGE:**

**Patent Application No.: 10/810,309; Our Ref. 81716.0122**  
I hereby certify that the following documents:

☒ **Request for Continued Examination (RCE)**

are being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, for filing in the above application.

December 19, 2006  
Date of Deposit

  
Diane Zynn

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From: Hogan &amp; Hartson LLP Los Angeles, Ca.

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PTO/SB/30 (10-01)

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
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Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/810.309
Filing Date	March 26, 2004
First Named Inventor	AKASAKI et al.
Art Unit	2814
Examiner Name	Thao X. Lo
Attorney Docket Number	81716.0122

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.** Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on November 29, 2006.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

**3. Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1314
- i. ☒ RCE fee required under 37 CFR 1.17(e) - \$790
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other: \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print Type)	Lawrence J. McClure	Registration No. (Attorney Agent)	44,228
Signature	<i>Lawrence J. McClure</i>	Date	December 19, 2006

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop 313(c) Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print Type)	Diane Zynn	Date	December 19, 2006
Signature	<i>Diane Zynn</i>		

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